

JUN 28 2005

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**FACSIMILE COVER LETTER**

**To:** Examiner Vivek Sribastava  
**Firm:** USPTO - ART UNIT GROUP 2611  
**Facsimile No.:** (703) 872-9306  
**From:** Darren M. Simon  
**Date:** June 28, 2004  
**Re:** U.S. Patent Application Serial No. 09/700,150  
Attorney Docket No.: 450108-02376  
  
**No. of Pages:** 19  
(including cover page)

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PATENT  
450108-02376**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant(s) : Fumio NAGUMO  
Serial No. : 09/700,150  
For : INFORMATION RECEIVING DEVICE AND  
INFORMATION RECEIVING METHOD  
Filed : February 5, 2001  
Examiner : Vivek Srivastava  
Art Unit : 2611

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transmitting the certificationLeeanne Lawlor

Signature

June 28, 2005

Date of Signature

**COMMUNICATION REGARDING JUNE 23, 2005 OFFICE COMMUNICATION**Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

This communication is in response to the Office Communication mailed June 23, 2005  
and subsequent telephone conversation with Examiner Srivastava on June 26, 2005 with respect  
to the captioned matter.

PATENT  
450108-02376

On August 26, 2004, a non-final Office Action was received. On January 25, 2005 an Amendment was mailed in response to the non-final Office Action. On April 7, 2005, Applicant received a "Notice of Non-Compliant Amendment" stating that the "Abstract" submitted in the Amendment must be on a separate page. On April 13, 2005, Applicant responded to the Notice by submitting a Communication enclosing a corrected "AMENDMENTS TO THE SPECIFICATION" section for the previously filed amendment, wherein the Abstract was now provided on a separate page.

In a second Office Communication dated June 23, 2005, the Examiner rejected Applicant's April 13, 2005 Communication for not being fully responsive to the Office Action of August 26, 2004 because no arguments were submitted. Applicant's attorney called the Examiner on June 28, 2005, and explained that, as required, the April 13<sup>th</sup> Communication only included the corrected sections and not the entirety of the previously filed Amendment. Accordingly, the arguments in response to the Office Action of August 26, 2004 are found in the previously filed Amendment of January 25, 2005. Apparently, the Examiner did not fully appreciate this situation when issuing the second Office Communication dated June 23, 2005.

Regardless, Applicant hereby re-submits the January 25, 2005 Amendment, with the April 13<sup>th</sup> corrected section inserted as new pages 3-7. Note that specific arguments are presented on pages 12-13 pointing out the distinctions believed to render the claims patentable over the applied references.

PATENT  
450108-02376

It is believed that no fees are associated with this communication, however, if any fees become due, please credit or debit any payments to Deposit Account No. 50-0320.

Respectfully submitted,  
FROMMER LAWRENCE & HAUG LLP

By 

Darren M. Simon  
Reg. No. 47,946  
(212) 588-0800

PATENT  
450108-02376**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

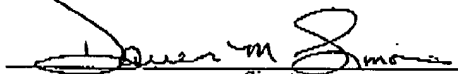
Applicant(s) : Fumio NAGUMO  
Serial No. : 09/700,150  
For : INFORMATION RECEIVING DEVICE AND  
INFORMATION RECEIVING METHOD  
Filed : February 5, 2001  
Examiner : W. Stiles  
Art Unit : 2616

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I hereby certify that this correspondence is being deposited with  
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addressed to: Mail Stop Amendment, Commissioner for Patents,  
Alexandria, VA 22313-1450, on January 25, 2005.

Darren M. Simon, Reg. No. 47,946

Name of Applicant, Assignee or Registered Representative

  
Signature

January 25, 2005

Date of Signature

**AMENDMENT**

Mail Stop Amendment  
Commissioner for Patents  
Alexandria, VA 22313-1450

Dear Sir:

Responsive to the non-final Office Action which issued August 26, 2004, please consider  
the following amendment to the above-referenced application.